

OSCAR LEESER
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
LARRY ROMERO, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
LILY LIMÓN, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

AGENDA FOR REGULAR COUNCIL MEETING

**OCTOBER 8, 2013
COUNCIL CHAMBERS, CITY HALL
8:30 a.m.**

AND

**LEGISLATIVE REVIEW MEETING OF THE WHOLE
300 N. CAMPBELL
MAIN CONFERENCE ROOM, 2ND FLOOR
OCTOBER 7, 2013
9:00 a.m.**

NOTE:

- The City Council Agenda has been reorganized as directed by City Council on June 25, 2013 to allow for a **Call to the Public at 12:15 p.m. – 12:45 p.m.** Requests to speak must be received by **9:00 a.m.** on the date of the meeting. Three minutes may be allowed for each speaker. Thirty minutes in total will be devoted for Call to the Public.
- At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.
- If items are scheduled for the Executive Session, the Council will move to Executive Session at the end of the Regular Agenda items or after Call to the public, whichever comes first or as determined by the Presiding Officer.

ROLL CALL

INVOCATION BY POLICE CHAPLAIN CARLOS FLORES

PLEDGE OF ALLEGIANCE

SAMMI OLIVAS

MAYOR'S PROCLAMATIONS

- 1. BOWIE ALUMNI HOMECOMING WEEK**
- 2. TOM LEA MONTH**
- 3. ESC REGION 19 HEAD START AWARENESS MONTH**

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless

separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA

1. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of October 1, 2013, the Legislative Review Meeting of the Whole of September 30, 2013, and the Legislative Review of the Whole/Work Session of October 1, 2013.

[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. That the City Manager be authorized to sign a Lessor's Approval of Sublease among the City of El Paso ("Lessor"), TJW Aviation LLC ("Lessee"); and Surratt Aviation, LLC ("Sublessee") regarding a portion of the premises located at 6805 Boeing Drive, Suite B, El Paso, Texas 79925. **(All Districts)**

[Airport, Monica Lombrana, (915) 780-4793]

3B. Approve a Resolution awarding confiscated funds grants to the following agencies for substance abuse prevention, intervention and treatment services over a one year period: \$50,000 to Homeward Bound, Inc. for Trinity Solutions providing intervention and treatment services to clients of the Project Vida Health Clinic. \$50,000 to Centro San Vicente for an intervention and brief treatment program for patients of the clinic who are screened for alcohol and other drug problems as an integrated element in primary care. \$29,792 to Project Vida for Parental Care and Responsibility Program providing Alcohol and Kids Don't Mix and Alcohol, Anger, and Abuse trainings to parents, community members and professionals. **(Districts 7 and 8)**

[Community and Human Development, William Lilly, (915) 541-4643]

3C. That the City Manager be authorized to sign an Overhead Easement to the El Paso Electric Company for the provision of electrical power to a new CNG fueling station at the City's Municipal Service Center, Fleet Division, said easement more particularly described as portions of Lots 1 and 2, Municipal Center, El Paso, El Paso County, Texas. **(District 7)**

[Engineering and Construction Management, Irene D. Ramirez (915) 541-4431]

3D. That the City Manager be authorized to sign an Underground Easement and Transformer Pad Easement to the El Paso Electric Company for the provision of electrical power to a new CNG fueling station at the City's Municipal Service Center, Fleet Division, said easements more particularly described as a portion of Lot 1, Municipal Center, El Paso, El Paso County, Texas. **(District 7)**

[Engineering and Construction Management, Irene D. Ramirez (915) 541-4431]

- 3E.** That the City Council approves the expenditure of additional available funding in the amount of \$367,788 to Urban Associates, Inc. for additional construction costs for the Sun Metro Operations and Maintenance Facility, Solicitation No 2012-074. The change order provides for the addition of foundations, electrical and water lines to the eastern portion of the parking lot to provide for future expansion of the Sun Metro fleet. An additional time of 95 days is added to contract time. The new contract sum, including this change order is \$28,655,376.60. **(District 3)**
[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]
[Department of Transportation, Ted Marquez, (915) 621-6480]
- 3F.** That the Solid Waste liens on the attachment posted with this agenda be approved. (See Attachment A) **(Districts 1, 2, 3, 4, 5, 6, and 8)**
[Environmental Services, Ellen A. Smyth, (915) 621-6719]
- 3G.** A Resolution to name the new Sun Metro Operations and Maintenance Facility located on Montana the "Bicentennial Council Transit Operations Center."
(All Districts) [Mass Transit, Jay Banasiak, (915) 534-5810]
- 3H.** That the City Manager be authorized to sign an agreement between the City of El Paso and Tenet Hospital Limited dba Sierra Medical Center for sexual assault examination services to be paid at the same reimbursement rate that the Texas Attorney General reimburses the City, for a term of two years and an option to extend for one additional two-year period to be exercised by the City Manager.
(All Districts) [Police, Robert Feidner, (915) 564-7309]
- 3I.** That the City Manager be authorized to sign an agreement for drug testing and alcohol screening services for the City's Police Department between the City and DDLS Group, LLC dba Fas-Tes El Paso for a contract term of three years from the date this Agreement is approved by the City Council, with one option to extend for one additional year for a total amount of \$91,980. **(All Districts)**
[Purchasing and Strategic Sourcing, Bruce Collins, (915) 541-4313]
[Police, Greg Allen (915) 564-7308]
- 3J.** That the City Manager be authorized to sign and submit HHSC Contract No. 529-11-0001-00024F, which is Amendment Six to HHSC Contract No. 529-11-0001-00024, and other related documents for the Texas Health and Human Services Commission, raising the total contract amount to \$850,634.43, to compensate the City for additional services provided in reference to calls received by the City's general 2-1-1 Information and Referral Services and to compensate the City for the resulting data reports that the City is required to submit to the Commission, with the amendment affecting the period from September 1, 2013 through August 31, 2014. **(All Districts)**
[Public Health, Robert Resendes, (915) 771-5702]
- 3K.** That the tax roll is hereby approved and constitutes the 2013 Tax Roll for all entities which the City Tax Assessor/Collector collects taxes.
(All Districts) [Tax Office, David Childs, (915) 541-4598]

4. BOARD RE-APPOINTMENTS:

- 4A.** Charles L. Hurst to the Construction Board of Appeals by Mayor Oscar Leaser.
[Mayor Oscar Leaser, (915) 541-4145]

- 4B.** Katherine Brennand to the Museums and Cultural Affairs Advisory Board by Representative Emma Acosta, District 3.
[Representative Emma Acosta (915) 541-4515]
- 4C.** Deanna A. De La Cruz to the Parks and Recreation Advisory Board by Representative Emma Acosta, District 3.
[Representative Emma Acosta (915) 541-4515]
- 4D.** Frederick Z. Grommand to the City Accessibility Advisory Committee by Representative Emma Acosta, District 3.
[Representative Emma Acosta (915) 541-4515]
- 4E.** Jeffrey E. Gonzalez, as an alternate member, to the Zoning Board of Adjustment by Representative Emma Acosta, District 3.
[Representative Emma Acosta (915) 541-4515]
- 4F.** Jennifer Barr Ardovino to the Parks and Recreation Advisory Board by Mayor Oscar Leeser. [Mayor Oscar Leeser, (915) 541-4145]
- 4G.** Estrella Escobar to the Museums and Cultural Affairs Advisory Board by Mayor Oscar Leeser. [Mayor Oscar Leeser, (915) 541-4145]

5. NOTICE OF CAMPAIGN CONTRIBUTIONS:

For notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contribution by Mayor Oscar Leeser in the amount of \$250 from Donald Luciano.
[Mayor Oscar Leeser, (915) 541-4145]

6. APPLICATIONS FOR TAX REFUNDS:

That the tax refunds listed on the attachment posted with this agenda be approved.
(See Attachment B) **(All Districts)** [Tax Office, David Childs, (915) 541-4598]

7. REQUEST TO ISSUE PURCHASE ORDER:

Request that the Purchasing Director for Purchasing and Strategic Sourcing Department be authorized to issue a Purchase Order to Siddons Martin Emergency Group, LLC the sole source authorized dealer for Pierce Manufacturing parts and service in Texas, Louisiana, and New Mexico.

Department:	El Paso Fire
Award to:	Siddons Martin Emergency Group, LLC
	Houston Texas, 77032
Annual Estimated Amount:	\$225,000
Total Estimated Award:	\$225,000 (One year)
Account No.:	322 – 22090 – 531180 – 1000 – P2216
Funding Source:	Vehicle Maintenance Supplies
Districts:	All
Sole Source No.:	2014-034

This is a sole source, parts, and service contract.
[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]
[Fire, Samuel Peña, (915) 485-5605]

8. BEST VALUE PROCUREMENTS:

- 8A.** The award of Solicitation No. 2013-219 (Doors, Frames, Accessories and Installation) to APCO Building Specialties for an initial estimated award of \$211,140.

Department:	General Services – Facilities Maintenance Division
Award to:	APCO Building Specialties
	El Paso, TX
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 year
Annual Estimated Award:	\$ 70,380
Initial Term Estimated Award:	\$211,140 (3 years)
Total Estimated Award:	\$351,900 (5 years)
Account No.:	231- 31040- 532000 – 1000 – P3120
Funding Source:	General Fund – Building Facilities
	Maintenance
Districts:	All

This is a Best Value, service contract.

The Purchasing and Strategic Sourcing Department and General Services – Facilities Maintenance Division recommend award as indicated to APCO Building Specialties, the bidder offering the best value bid.

[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]

[General Services, Stuart C. Ed, (915) 621-6822]

- 8B.** The award of Solicitation No. 2013-297 (Spay/Neuter Voucher Program) to Pets Alive-El Paso, Inc. for an initial term estimated award of \$49,951.60.

Department:	Environmental Services
Award to:	Pets Alive-El Paso, Inc.
	El Paso, TX
Item(s):	All
Initial Term:	1 Year
Option to Extend:	2 Additional 1 Year
Annual Estimated Award:	\$ 49,951.60
Initial Term Estimated Award:	\$ 49,951.60
Total Estimated Award:	\$149,854.80 (3 Years)
Account No.:	522150-3120-334-34050-P3450
Funding Source:	Outside Contracts
Districts:	All

This is a Best Value, Service contract.

The Financial Services - Purchasing & Strategic Sourcing Department and Environmental Services recommend award as indicated to Pets Alive-El Paso, Inc., the bidder offering the best value bid.

[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]

[Environmental Services, Ellen A. Smyth, (915) 621-6892]

9. BIDS:

- 9A.** The award of Solicitation No. 2013-254 for Barker Road Street and Drainage Improvements Phase II to Karlsruher, Inc. dba CSA Constructors, for an estimated total amount of \$330,942.41.

Department: Engineering and Construction Management
Award to: Karlsruher, Inc. dba CSA Constructors
El Paso, TX
Base Bid I: \$154,266.74
Base Bid II: \$ 62,231.11
Base Bid III: \$ 64,610.56
Base Bid IV: \$ 49,834.00
Total Estimated Award: \$330,942.41
Time for Completion: 120 Consecutive Calendar Days
Accounts: 471-71240-580270-2400-G_713CD014
471-71240-580270-2400-G_713PS014
Funding Source: 38TH year Community Development Block
Grant, EPWU

District: 3

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract.

The Engineering & Construction Management Department recommends that SAAB Site Contractors, L.P. be deemed non-responsive for exceeding the 5% mobilization cost maximum for Base Bid I and that the contract be awarded as indicated to Karlsruher, Inc. dba CSA Constructors, the lowest responsive and responsible bidder.

[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

[POSTPONED FROM 09-24-2013]

- 9B.** The award of Solicitation No. 2013-277 for Thorn Park Improvements to Black Stallion LB Construction, for an estimated total amount of \$87,444.

Department: Engineering and Construction Management
Award to: Black Stallion LB Construction
El Paso, TX
Base Bid I: \$84,941.50
Option I: \$ 2,502.50

Total Estimated Award:	\$87,444.00
Time for Completion:	90 Consecutive Calendar Days
Accounts:	471 - 2400 - 71240 - 580270 - G_713CD012
Funding Source:	Community Development Grant
District:	1

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering & Construction Management Department recommends that Prime Irrigation & Landscape, Inc. be deemed non-responsive for their inability to confirm their bid price and that the contract be awarded as indicated to Black Stallion LB Construction the lowest responsive and responsible bidder.

[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

- 9C.** Request rejection of all bids received for Solicitation No. 2013-296, (Household Waste Disposal Services) as recommended by Purchasing and Strategic Sourcing Department and Environmental Services Department, the estimated quantities were not identified properly therefore, the calculated amounts are not reasonable for award.

Department:	Environmental Services
Districts:	All

[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]

[Environmental Services, Ellen A. Smyth, (915) 621-6892]

- 9D.** The award of Solicitation No. 2013-247 (Burden Carts) to Medley Material Handling for a total estimated award of \$124,934.39.

Department:	General Services – Fleet Division
Award to:	Medley Material Handling
	El Paso, TX
Item(s):	Item 1 and Option-1, Item 2 and Option-2, & Item 3 and Option-3
Option to Extend:	Option to Purchase Additional Quantity within 90 days of Award
Total Estimated Amount:	\$124,934.39
Account No.:	231 – 37010 – 580540 – 4960

Funding Source: General Services Dept. – Cars, Pickups, Vans
Districts: **All**

This is a one-time, unit price contract.

The Purchasing & Strategic Sourcing Department and General Services – Fleet Division recommends award as indicated to Medley Material Handling, the lowest responsive, responsible bidder.

[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]

[General Services, Stuart C. Ed, (915) 621-6822]

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

10. ENGINEERING AND CONSTRUCTION MANAGEMENT:

- 10A.** Discussion and action to award Solicitation No. 2013-266 for Cheryl Ladd Park to Martinez Brothers Contractors, LLC, for an estimated total amount of \$1,202,777.

Department: Engineering and Construction Management
Award to: Martinez Brothers Contractors, LLC
El Paso, TX
Base Bid I: \$1,202,777
Total Estimated Award: \$1,202,777
Time for Completion: 150 Consecutive Calendar Days
Accounts: 190-4800-29010-580270-PCP13PRKA04
Funding Source: 2012 Quality of Life Bonds
District: **6**

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering & Construction Management Department recommends award as indicated to the lowest responsive and responsible bidder.

[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

- 10B.** Discussion and action on the award Solicitation No. 2013-303 for EPIA Taxiway "A" Realignment to J.A.R. Concrete, Inc. dba J.A.R. Construction, Inc., for an estimated total amount of \$4,644,625.

Department: Engineering and Construction Management
 Award to: J.A.R. Concrete, Inc. dba J.A.R.
 Construction, Inc.
 El Paso, TX
 Base Bid: \$4,644,625
 Total Estimated Award: \$4,644,625
 Time for Completion: 160 Consecutive Calendar Days
 Accounts: 562-62330-580270-3080-G620AIP37
 Funding Source: FAA Airport Improvement Program (AIP)
 90%, EPIA Revenue Funds (10%)
District: 2

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering & Construction Management Department recommends award as indicated to the lowest responsive and responsible bidder.

[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

- 10C.** Discussion and action to award Solicitation No. 2013-292 for EPIA Terminal Apron and Air Cargo Ramp PCCP Joint Seals to Interstate Sealant & Concrete, Inc., for an estimated total amount of \$1,498,480.10.

Department: Engineering and Construction Management
 Award to: Interstate Sealant & Concrete, Inc.
 Waukesha, WI
 Base Bid: \$1,498,480.10
 Total Estimated Award: \$1,498,480.10
 Time for Completion: 279 Consecutive Calendar Days
 Accounts: 562-62330-580270-3080-G620AIP38
 Funding Source: FAA Airport Improvement Program (AIP)
 Grant (90%), EPIA Enterprise Fund (10%)
District: 2

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering & Construction Management Department recommends award as indicated to the lowest responsive and responsible bidder.

[Engineering and Construction Management, Irene D. Ramirez, (915)541-4428]

11. PURCHASING AND STRATEGIC SOURCING:

- 11A.** Discussion and action on the award of Solicitation No. 2013-249 Mechanical Broom Sweepers (Re-bid) to Stewart & Stevenson Truck Holdings dba On the Border Freightliner of El Paso for a total estimated award of \$839,956.

Department:	General Services – Fleet Division
Award to:	Stewart & Stevenson Truck Holdings dba On the Border Freightliner of El Paso El Paso, TX
Item(s):	All
Option to Extend:	Option to Purchase Additional Quantity within 60 days of Award
Total Estimated Award:	\$839,956 (4 units)
Account No.:	190 – 28310 – 580040 – 4500 – PGSDVRP01
Funding Source:	General Services Department – Capital All Years
Districts:	All

This is a low bid, fixed-price, single (one-time) purchase.

The Purchasing and Strategic Sourcing Department and General Services – Fleet Division recommend award as indicated to Stewart & Stevenson Truck Holdings dba On the Border Freightliner of El Paso, the lowest responsive, responsible bidder.

[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]

[General Services, Stuart C. Ed, (915) 621-6822]

[POSTPONED FROM 09-10-2013 AND 09-24-2013]

- 11B.** Discussion and action on the award of Solicitation No. 2013-258 (Janitorial Services – Police Department Facilities) to The Eagle Janitorial Services for an initial term estimated award of \$933,687.

Department:	General Services – Facilities Maintenance Division
Award to:	The Eagle Janitorial Services El Paso, TX
Item(s):	All
Initial Term:	3 years

Option to Extend: 2 years
 Annual Estimated Award: \$ 311,229
 Initial Term Estimated Award: \$ 933,687 (3 years)
 Total Estimated Award: \$1,556,145 (5 years)
 Account No.: 231-522060-1000-31040-P3120
 Funding Source: General Services Dept - General Fund –
 Maintenance Services Contracts - Janitorial
Districts: All

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing Department and General Services – Facilities Maintenance Division recommend award as indicated to The Eagle Janitorial Services, the bidder offering the best value bid.

Recommend Star-Clean Maintenance and Lucy's Cleaning Services be deemed non-responsible due to failure to demonstrate financial capacity as required under this solicitation.

[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]

[General Services, Stuart C. Ed, (915) 621-6822]

- 11C.** Discussion and action on a request that the Purchasing Director for Purchasing and Strategic Sourcing Department be authorized to exercise the City's option to extend Contract No. 2010-258 (Newspaper Legal Notices) to Texas New Mexico Newspaper Partnership dba El Paso Times and Investor Publications, Inc. dba El Paso Inc. (2) additional years pursuant to the provisions of an award approved by the City Council on October 26, 2010. The extended contract period will be from October 27, 2013 through October 26, 2015. The estimated cost will be \$225,000 per year and for the two years extension total estimated amount will be \$450,000.

Department: Purchasing and Strategic Sourcing
 Award to: Vendor 1 Texas New Mexico Newspaper Partnership
 dba El Paso Times
 El Paso, TX

Items: All
 Initial Term: 3 years
 Option to Extend: 2 years

Award to: Vendor 2 Investor Publications, Inc.
 dba El Paso Inc.
 El Paso, TX

Items: All
 Initial Term: 3 years
 Option to Extend: 2 years

Annual Estimated Award: \$ 225,000
 Initial Term Estimated Award: \$ 675,000 (3 years)
 Total Estimated Award: \$1,125,000 (5 years)
 Funding Source: Various
Districts: All

This is an indefinite quantity type contract.

The cost under this requirements contract is only an estimated minimum value. The actual cost of this contract may be higher or lower than the total estimated minimum value and will be the sum total at the end of the contract term, so long as increased funds are appropriated in the budget.

[Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 541-4313]

[Purchasing and Strategic Sourcing, Veronica Campbell, (915) 541-4234]

REGULAR AGENDA – OTHER BUSINESS

12. CITY ATTORNEY:

Discussion and action regarding a Resolution that the City Manager be authorized to sign a Second Amendment to the Professional Services Agreement by and between the City of El Paso and Focused Advocacy, LLC for outside counsel in connection with the City of El Paso's state legislative program to extend the term for an additional two years for a term ending October 13, 2015. Compensation and expenses for the first year shall not exceed \$102,000 and will be paid out in monthly installments of \$7,500, plus reasonable pre-approved travel expenses to El Paso; and compensation and expenses for the second year shall not exceed \$114,000 that will be paid out in monthly installments of \$8,500, plus reasonable pre-approved travel expenses to El Paso.

(All Districts) [City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

13. DEPARTMENT OF TRANSPORTATION:

Discussion and action that the City Engineer is hereby authorized and directed to designate five offset angle parking spaces on the north side of 4300 Block of East Missouri Avenue. Said right-of-way shall be used for public parking and cannot be used to satisfy the off-street parking required by City Ordinance for the adjacent property.

(District 2) [Department of Transportation, Ted Marquez (915) 621-6757]

14. ENGINEERING AND CONSTRUCTION MANAGEMENT:

14A. Discussion and action that the City Manager be authorized to sign an Agreement for Professional Services by and between the City of El Paso and Kimley-Horn and Associates, Inc., a North Carolina Corporation, for a project known as "Reconstruction of Runway 8L-26R, Taxiway "U", "V" and New Parallel Taxiway" for an amount not to exceed \$1,177,042.46; and that the City Engineer be authorized to approve up to \$50,000 in additional services, for a total contract amount not to exceed \$1,227,042.46; and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement.

(All Districts) [Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

14B. Discussion and action that the City Council approves the expenditure of additional available funding in the amount of \$660,950 to J.A.R Concrete, Inc. dba J.A.R. Construction, Inc. for the Street Resurfacing 2013 project, Solicitation No. 2013-034. This change order provides for additional quantities to increase the capability for the resurfacing of streets. No additional time will be added to contract time. The new contract sum, including this change order is \$3,306,441.60. **(All Districts)**

[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

15. CITY DEVELOPMENT:

Discussion and action on Economic Incentives for Hotel Sancho Panza, LLC. for development and construction of a new multistory Hotel and parking garage to be located in downtown El Paso. [City Development, Mathew McElroy, (915) 541-4193]

16. MAYOR AND COUNCIL:

16A. Discussion and action to re-acquire the Lincoln Center and to send a letter to TXDOT that the City of El Paso is willing to take responsibility for the facility, furthermore that the center be used as a Mexican American, Chicano Indigenes Cultural Center. The Center is to reflect the Legacy and the Culture of the Mexican American and Chicano culture of the citizens of El Paso.
[Representative Eddie Holguin, Jr., (915) 541-4178]

16B. 1. Discussion and action on requesting a letter of support from the Metropolitan Planning Organization to transfer CMAQ funds from the proposed bike share to the P3 Program on the bridge as the bridge proposal will provide a more significant impact on air quality than the proposed bike share.
[Representative Michiel R. Noe, (915) 541-4701]
[Representative Cortney Niland, (915) 541-4123]
[POSTPONED FROM 10-01-2013]

2. Discussion and action on developing a bike share program.
[Representative Michiel R. Noe, (915) 541-4701]
[Representative Cortney Niland, (915) 541-4123]
[POSTPONED FROM 10-01-2013]

16C. Discussion and action on presentation and program update on No DUI El Paso.
[Representative Michiel R. Noe, (915) 541-4701]

16D. Discussion and action on Sun Metro bus stops that are not ADA compliant.
[Representative Cortney Niland, (915) 541-4123]

16E. 1. Discussion and action on determining the rationale and justification for establishing a 5% mobilization limit on construction contracts. Discuss the possibility of increasing the mobilization percentage, or establishing a percentage amount that will enable the engineering department or other discretion on bid recommendations when bid mobilization amounts are within certain percentages or establishing some other criteria.

2. Establishing online file sharing for bidding documents to be available during the city's bid process.
[Representative Emma Acosta (915) 541-4515]

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to

take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES
Section 551.087	DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- EX1.** Diana Hernandez v. City of El Paso, Cause No. 2009-032 (551.071)
[City Attorney's Office, Laura P. Gordon (915) 541-4550]
- EX2.** PUC Docket No. 41852, Application of El Paso Electric Company to Reconcile Fuel Costs. (551.071) [City Attorney's Office, Matthew Behrens, (915) 541-4550]
- EX3.** PUC Docket No. 41403, Application of El Paso Electric Company for Approval to Revise its Energy Efficiency Cost Recovery Factor and Request to Establish Revised Cost Caps. (551.071) [City Attorney's Office, Matthew Behrens, (915) 541-4550]
- EX4.** Report on Potential Inquiry into the Rates and Services of Texas Gas Service Company, a Division of ONEOK, Inc. (551.071) [City Attorney's Office, Matthew Behrens, (915) 541-4550]
- EX5.** Discussion and action on Economic Incentives for Hotel Sancho Panza, LLC. for development and construction of a new multistory Hotel and parking garage to be located in downtown El Paso. (551.071 and 551.087)
[City Development, Mathew McElroy, (915) 541-4193]
[City Attorney's Office, Laura P. Gordon (915) 541-4550]
- EX6.** Incentive request package for downtown Hotel. (551.087)
[City Development, Mathew McElroy, (915) 541-4193]

12:15 p.m. – 12:45 p.m. CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY THURSDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov/>